

Component 7: Administer Funding and Technical Assistance / Re-evaluate Parcel

- A) If cost sharing is involved, finalize and execute cost-share agreement including schedule for installing or implementing BMP(s).
- B) Provide technical services and oversight:
- Provide conservation plan assistance.
 - Review conservation plans prepared by other parties.
 - Provide engineering design assistance.
 - Review engineering designs provided by other parties.
 - Provide construction oversight.
 - Evaluate and certify installation of conservation practices.

Question 11: Will your County provide these technical services and oversight?

35 Yes	1 No	25 Unsure
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County	If No or Unsure, Please Describe Why.
Ashland, Bayfield, Douglas, Iron	Staffing needs may not be fulfilled to complete these tasks and staff do not come on board with ready job approval. More engineering support is greatly needed!
Brown	Brown County will implement state standards that are consistent with existing County Ordinances: Animal Waste Management, Agriculture Shore land Management, Floodplains and Shore lands ordinance provisions related to Buffer Strips. All other work needed to conform to state standards will be conditional upon receiving staff funding from State of Wisconsin unless it is located in an active Priority Watershed Project (with staffing and cost share provided by state) and is an eligible practice.
Buffalo	(Answered Yes) Yes, only to the level that our LCD staff have the proper job approval for design, implementation and certification to provide the service
Burnett	We will be able to provide cons planning, but have limited capacity to provide engineering assistance, that depends on available funds to purchase private engineering assistance
Calumet	(Answered Yes) *As limited staffing resources allow
Chippewa	Only if State provides staff funding
Crawford	This is an unfunded technical mandate.
Dodge	(Answered Yes) Yes – As personnel and financial resources allow in the future!!!!
Door	(Answered Yes) As resources permit
Eau Claire	Yes for County funds; unsure, due to state deficit that the state will provide adequate funding.
Fond du Lac	(Answered Yes) As staff time and resources allow.
Grant	(E-mail and hard copy responses are checked Yes.) Depends on staff availability again. (e-mail and hard copy)
Green	Staff dependent
Iowa	Must have some staff support from State
Jefferson	Availability of staff time and funds
Kenosha	Due to budget constraints and limited staff it may be impossible for Kenosha County to provide additional assistance to landowners without increased funding

Lafayette	Will depend on funding and the availability of staff. Also, are you aware that no one in the county offices has the job approval for manure storage, unless of course they have a certified engineer on staff? Even the NRCS has to send their designs to an engineer for approval.
Langlade	<i>Did not check No, but comments indicate a strong No.</i> Something the county can't do because of lack of funding and staff.
Marathon	As staffing allows
Marquette	Again, limited staff makes this an impossible task on a countywide basis
Oconto	Providing "Staff Funding is Available" to keep staff to do the job.
Outagamie	<i>(Answered Yes)</i> We have a concern with providing review of engineering designs and plans if they come from professionals. This may be easy to work out but it could be a problem. Funding to accomplish this task is a concern.
Price	Our technician has no job approval because he is a threat to the engineers. This limits our efficiency and effectiveness. We can provide some of these services, but not all. A bit more experience and trust in the DATCP/NRCS engineers would go along way in reducing your overhead costs and advancing implementation. The partners tend to be a lot of blow and no go. (e-file) Only have limited staff. DATCP/NRCS won't give job approval. The whole system is grossly inefficient. (hard copy)
Racine	Will work on it but due to a small staff of two, it may take some time
Richland	We will do our best, but it depends on staff availability and budget
Rusk	We don't know what our total workload will be
St. Croix	<i>(Answered Yes)</i> (Of most Technical standards) We do not provide engineering and design assistance to (313) projects or other more difficult design projects. These designs are provided by private engineers at landowners costs!
Taylor	We will provide technical assistance and oversight under this component as staffing and time allow.
Trempealeau	We will do what we can when we can do it with the staff which we have. DATCP through its staffing grants strategy is ensuring that staff grants are equalized across the state. Active counties with a major nr151 workload shall receive the same staffing grant as inactive counties with minimal workload.
Vernon	Yes, if we have the staff.
Waukesha	<i>(Answered Yes)</i> If adequate funding is available for staff
Wood	Probably

C. After corrective measures are applied, conduct evaluation to determine if parcel is now in compliance with relevant performance(s) standard or prohibition(s).

- If site is compliant, update "NR 151 Status Report " (see per component 5.A.) and issue "Letter of NR151 Compliance".

Note: A Letter of NR 151 Compliance serves as official notification that the site have been determined to now be in compliance with applicable performance standards and prohibitions. This letter would also include an appeals process if a landowner wishes to contest the findings. When and where counties are not operating under a local ordinance, the issuance of a Letter of NR 151 Compliance would likely be a joint effort with the DNR in order to give it the significance and standing that it merits.

- If not compliant, seek non-regulatory remedies or initiate enforcement action.

Note: Follow-up measures at this stage will differ depending on the circumstances, including whether or not failure to comply is the fault of the landowner. If this is the case, then non-regulatory remedies will likely be sufficient. If not (e.g. there is an intentional breach of contract) then enforcement action may be necessary under Component 8.

Question 12: Will your County conduct compliance evaluations and issue letters of compliance after practices are installed?

31 Yes	2 No	28 Unsure
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County	If No or Unsure, Please Describe Why.
Ashland, Bayfield, Douglas, Iron	Need to identify workload and compare with staffing funds.
Brown	Brown County will implement state standards that are consistent with existing County Ordinances: Animal Waste Management, Agriculture Shore land Management, Floodplains and Shore lands ordinance provisions related to Buffer Strips. All other work needed to conform to state standards will be conditional upon receiving staff funding from State of Wisconsin unless it is located in an active Priority Watershed Project(with staffing and cost share provided by state) and is an eligible practice.
Buffalo	If we are working with a landowner to resolve a resource concern of some kind, we will be sure that it will be completed correctly, however once again the LCD staff are not going to issue a letter of compliance as was explained in Question 7.
Calumet	(Answered Yes) Note associated concerns due to limited staff resources under preceding questions and question number 17.
Chippewa	Only if State provides staff funding
Dane	(Checked both Yes and Unsure; counted as Unsure based on comments) To the extent within our capabilities and means. Again, depends on guidance available from the state.
Dodge	(Answered Yes) Yes – But we will insist that DNR jointly sign the letter of compliance.
Dunn	Under current staffing constraints, we can conduct compliance evaluations but wish not to issue letters of compliance or participate in the appeals processes, etc.
Eau Claire	Ask again when issues are resolved.
Fond du Lac	(Answered Yes) Provided we have staff and resources available.
Grant	(E-mail and hard copy responses are checked Yes.) If we have staff available to do this.
Green	Staff and support dependent
Iowa	Must have staff support from State.
Jefferson	Other programs are not going to be allowed to be shorted or discontinued in order to take on more duties.
Kenosha	Without more information defining the responsible agencies involved, Kenosha County is unsure of the role it will have in landowner notification
Lafayette	Depends on staff and funding.
Langlade	(Did not check No but comments indicate No and counted as No.) Something the county can't do because of lack of funding and staff
Marathon	As staffing allows
Marinette	We will need a sure understanding of what undertaking these activities will obligate the County to do.
Outagamie	The duration of these tasks are unclear. It would seem that compliance is on-going rather than a set number of years as it is now. We may be seen as “policemen” who are checking up all the time rather than offering help to correct problems. The letters will have a significant impact on landowners viewed as both good and bad. We are concerned that other agencies will not abide by our decisions and thus undermine our efforts to make this program work.

Polk	(Checked both Yes and No; counted as Yes per comments) Again for those areas identified in our LWRP
Price	(e-file did not check any of the options; hard copy checked "No"; counted as "No") We will most likely only ensure what we do is correct. You all can do additional consultations (e-file comments)
Racine	Depends on our workload.
Richland	Depends on staff availability and budgets
Rock	Rock County will conduct the re-evaluation and is willing to forward the new information to DNR for their use.
Rusk	Depending on how involved we are in the rest of the process
St. Croix	(Answered Yes) On the practices we are responsible for? If the practice installed is a (313) designed and installed by oversight of a private engineer, I would expect others besides the LWCD to conduct the compliance evaluation? DNR? Private engineer?
Taylor	We will provide technical assistance and oversight under this component as staffing and time allow.
Vilas	I'd need to investigate this further with our Corporate Counsel and our Land and Water Conservation Committee
Waukesha	Only if we were involved in the installation of the practices
Winnebago	We will do so, however, we will use our own forms – not state forms or letterhead
Wood	Probably

Question 13: Will your County seek administrative or other non-regulatory remedies as may be necessary”

22 Yes	2 No	8 Only Assist State as Needed*	28 Unsure
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County	If No or Unsure, Please Describe Why.
Adams	Unsure what the administrative or other non-regulatory remedies would be?
Ashland, Bayfield, Douglas, Iron	What does this mean? Non-reg remedies? Not familiar with this term.
Brown	Brown County will implement state standards that are consistent with existing County Ordinances: Animal Waste Management, Agriculture Shore land Management, Floodplains and Shore lands ordinance provisions related to Buffer Strips. All other work needed to conform to state standards will be conditional upon receiving staff funding from State of Wisconsin unless it is located in an active Priority Watershed Project(with staffing and cost share provided by state) and is an eligible practice.
Calumet	(Answered "Yes") Note associated concerns due to limited staff resources.
Clark	Don't want to be involved in enforcement.
Crawford	Don't want to create duplicate State administrative oversight
Dane	(Checked Yes, Unsure, and Only As Needed to Assist State; counted as Unsure based on comments.) Within our means, capabilities and priorities
Dodge	Not sure what is meant by administrative or other non-regulatory remedies.
Dunn	It depends on how time consuming it is. We do not want to become more bureaucratic than we already are
Eau Claire	Provide details as to what the 'remedies' are.
Fond du Lac	(Answered "Yes") Provided we have staff and resources available

Grant	Depends upon the situation – do not want to become a regulatory agency –leave that to DNR. Again, staff, staff, staff. (e-file) If situation exists where we do not get into a regulatory situation. (Hard copy)
Green	(Answered "Only Assist State as Needed") We will do the non-regulatory remedies
Iowa	Will do if staff and support is provided by the State. (e-file and hard copy)
Jefferson	(Answered "Only Assist State as Needed") With availability of new and staff and funding
Kenosha	Without more information defining the responsible agencies involved, Kenosha County is unsure of the role it will have in landowner notification.
Lafayette	(Answered "Only Assist State As Needed") Depends on staff and funding.
Langlade	(Did not check a response; comments indicate/counted as No.) Something the county can't do because of lack of funding and staff.
Marathon	Based on workload. We will do our ordinance work and be willing to assist the state.
Outagamie	(Answered "Yes") We would want to offer every opportunity for voluntary compliance prior to any enforcement action.
Ozaukee	We will work closely with landowners to resolve issues.
Portage	Do not understand the question
Racine	Will depend on consultation with our Corporation Counsel.
Richland	(Answered "Only Assist State As Needed") Depends on staff availability and budget
Rusk	Depending upon the individual circumstances.
St. Croix	I will need more information and clarification on this question!
Sauk	(Answered "Yes") Yes but funding is extremely critical.
Taylor	We are unclear as to what "administrative or other non-regulatory remedies" actually means.
Trempealeau	not sure what this question is asking.
Vilas	I'd need to investigate this further with our Corporate Counsel and our Land and Water Conservation Committee
Waukesha	Same as Question 12 (Only if we were involved in the installation of the practices)
Waupaca	We are not sure what this would entail.
Waushara	I would have to know what these options are before I can respond

* Price County checked "only Assist State As Needed " on e-file (counted this one); checked "No" on hard copy)

LaCrosse Co.: No submission. New county structure; uncertain how will proceed

Lincoln Co.: No submission, but sent letter. Does not want to commit without additional information about state commitment and funding.

Menomonee Co.: Does not see need for ag performance standards (300 ac. classified as ag use; 0% soil erosion rate.

Pierce Co.: No submission, but sent letter. LCC not able to commit to implementation activities but willing to discuss future role.